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## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

**INSTRUCTURE, INC.**, a Delaware corporation,

Plaintiff,

VS.

**CANVAS TECHNOLOGIES, INC.**, a Delaware corporation, ,

Defendant.

PLAINTIFF INSTRUCTURE INC.'S REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION

Civil No. 2:21-cv-00454-DAK-CMR

Judge Dale A. Kimball

Magistrate Judge Cecilia M. Romero

Defendant was served with Plaintiff's preliminary injunction motion on August 17, 2021. See ECF 13. Defendant's response was due on August 31, 2021, fourteen (14) days after service of the motion. See DUCivR 7-1(b)(3)(B) ("All other motions, including motions filed pursuant to Rule 65 of the Federal Rules of Civil Procedure. A memorandum opposing any motion that is not filed pursuant to Fed. R. Civ. P. 12(b), 12(c), and 56 must be filed within 14 days after service of the motion or within such time as allowed by the Court."); ECF 15 (Order Re: Procedures for

Emergency Motion directs that "the deadlines in DUCivR 7-1 apply"). Defendant failed to file any objection or other response by the deadline for responding. Therefore, Plaintiff respectfully requests entry of the preliminary relief as set forth in the motion.

DATED this 1st day of September, 2021.

Dorsey & Whitney LLP

By: /s/ Tamara L. Kapaloski

Mark Miller (#9563) Brett Foster (#6089)

Mike Keyes (admitted pro hac vice)

Tamara L. Kapaloski (#13471)

Attorneys for Plaintiff Instructure, Inc.

## **CERTIFICATE OF SERVICE**

I hereby certify that on the 1st day of September, 2021, a true and correct copy of the foregoing document was served on counsel of record via CM/ECF.

/s/ Tamara L. Kapaloski